

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DONALD DOUGLAS BONE,

Plaintiff,

v.

CALIFORNIA DEPARTMENT OF
CORRECTIONS AND
REHABILITATION, et al.,

Defendants.

No. C 07-3314 MMC (PR)

**ORDER GRANTING LEAVE TO
PROCEED IN FORMA PAUPERIS**


(Docket No. 4)

Plaintiff's application for permission to proceed in forma pauperis is GRANTED. The total filing fee that ultimately will be due is \$350.00. In view of the average monthly deposits and balances in plaintiff's inmate trust account over the six months preceding the filing of this action, an initial partial filing fee of \$85.00 is due at this time. Funds for the remainder of the filing fee will be taken from income credited to plaintiff's account in accordance with 28 U.S.C. § 1915(b)(2). A copy of this order and the attached instructions shall be sent to the plaintiff, the prison trust account office, and the court's financial office.

This order terminates Docket No. 4.

IT IS SO ORDERED.

DATED: January 2, 2008


MAXINE M. CHESNEY
United States District Judge

1 **UNITED STATES DISTRICT COURT**
2 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

3 **INSTRUCTIONS FOR PAYMENT OF PRISONER'S FILING FEE**

4 The prisoner shown as the plaintiff or petitioner on the attached order has filed a civil action
5 in forma pauperis in this court and owes to the court a filing fee. Pursuant to 28 U.S.C. §
6 1915, the fee is to be paid as follows:

7 The initial partial filing fee listed on the attached order should be deducted by
8 the prison trust account office from the prisoner's trust account and forwarded
9 to the clerk of the court as the first installment payment on the filing fee. This
10 amount is twenty percent of the greater of (a) the average monthly deposits to
11 the prisoner's account for the 6-month period immediately preceding the filing
12 of the complaint/petition or (b) the average monthly balance in the prisoner's
13 account for the 6-month period immediately preceding the filing of the
14 complaint/petition.

15 Thereafter, on a monthly basis, 20 percent of the preceding month's income
16 credited to the prisoner's trust account should be deducted and forwarded to
17 the court each time the amount in the account exceeds ten dollars (\$10.00).
18 The prison trust account office should continue to do this until the filing fee
19 has been paid in full.

20 If the prisoner does not have sufficient funds in his/her account to pay the
21 initial partial filing fee, the prison trust account office should forward the
22 available funds, and carry the balance forward each month until the amount is
23 fully paid.

24 If the prisoner has filed more than one complaint, (s)he is required to pay a
25 filing fee for each case. The trust account office should make the monthly
26 calculations and payments for each case in which it receives an order granting
27 in forma pauperis and these instructions.

28 **The prisoner's name and case number must be noted on each remittance.** The initial
partial filing fee is due within thirty days of the date of the attached order. Checks should be
made payable to Clerk, U.S. District Court and sent to Prisoner Accounts Receivable, U.S.
District Court, 450 Golden Gate Avenue, Box 36060, San Francisco, CA 94102.

cc: Plaintiff/Petitioner
Finance Office